

ASSEMBLY BILL

No. 1948

Introduced by Assembly Member Aghazarian

February 11, 2004

An act to add Section 727.05 to the Welfare and Institutions Code, relating to wards.

LEGISLATIVE COUNSEL'S DIGEST

AB 1948, as introduced, Aghazarian. Placement of minors.

Existing law authorizes the juvenile court to place a minor who has been adjudged a ward of the court under the care, custody, and control of the probation officer for placement in a licensed community care facility, such as a group home, as specified.

This bill would require that if a minor who has been found to have committed a violent crime or a sexual offense is placed in a licensed group home outside the ward's county of residence, the probation officer or county employee responsible for placing the minor in the group home shall notify the municipal police department, as specified, and the sheriff's department of the county in which the group home is located, of that placement within 10 days of making the placement. By imposing additional duties on county employees, the bill would create a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement, including the creation of a State Mandates Claims Fund to pay the costs of mandates that do not exceed \$1,000,000 statewide and other procedures for claims whose statewide costs exceed \$1,000,000.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. Section 727.05 is added to the Welfare and
2 Institutions Code, to read:

3 727.05. If a minor who has been found to have committed a
4 violent crime or a sexual offense is placed in a licensed group home
5 outside the ward's county of residence, the probation officer or
6 other person placing the minor in that group home shall notify the
7 municipal police department serving the jurisdiction in which the
8 group home is located, if it is located in a municipal area, and the
9 sheriff's department of the county in which the group home is
10 located, of that placement within 10 days of the making the
11 placement.

12 SEC. 2. Notwithstanding Section 17610 of the Government
13 Code, if the Commission on State Mandates determines that this
14 act contains costs mandated by the state, reimbursement to local
15 agencies and school districts for those costs shall be made pursuant
16 to Part 7 (commencing with Section 17500) of Division 4 of Title
17 2 of the Government Code. If the statewide cost of the claim for
18 reimbursement does not exceed one million dollars (\$1,000,000),
19 reimbursement shall be made from the State Mandates Claims
20 Fund.

